

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the joint) Application No. C-2148
application seeking authority)
for approval of acquisition) STIPULATION
from GTE Midwest Incorporated,)
Kearney, of its Nebraska)
telephone exchanges and assets)
by Citizens Telecommunications)
Company of Nebraska, Stamford,)
Connecticut.)

The Nebraska Universal Service Fund Director (hereinafter, the NUSF Director), the Communications Department Director (hereinafter, the Communications Director) of the Nebraska Public Service Commission (hereinafter, the Commission), AT&T Communications of the Midwest, Inc. and AT&T Local Services (hereinafter, AT&T), GTE Midwest Incorporated (hereinafter, GTE) and Citizens Telecommunications Company of Nebraska (hereinafter, Citizens) hereby jointly stipulate and agree as follows for the purpose of this application:

1. The parties enter into this Stipulation for the purpose of providing the Commission with an agreed-upon basis for proceeding with the consideration of the proposed sale of assets by GTE to Citizens, the granting of a Certificate of Public Convenience and Necessity to Citizens in Application No. C-2148 and confirming AT&T's intention to withdraw its protest filed herein. The parties contemplate and agree that the provisions of this stipulation shall be incorporated in the prehearing conference order in this docket (hereinafter, the order).

2. Assuming that the Commission enters the order, the parties agree to be bound by the terms of this stipulation. In the event that the Commission does not enter the order, each party reserves its rights to take such actions as may be deemed necessary or appropriate with regard to Application No. C-2148.

3. If GTE and Citizens consummate the proposed acquisition, and the Commission grants its approval, the Commission agrees to waive any requirements previously placed on GTE to file NUSF transition plans for years two and three. Furthermore, the Commission agrees to grant Citizens an extension of time to file its NUSF transition plan until such time that the proposed exchange purchases have been finalized and the Commission opens a docket and enters an order examining the rural/non-rural classification of Citizens. The parties agree that the Commission, on its own motion, may resolve, or AT&T or Citizens may request that the Commission resolve, the rural or non-rural treatment of these exchanges in another proceeding.

4. Until such time that such classification or treatment has been finally decided by the Commission, Citizens agrees to the

following:

A. Citizens agrees to abide by all terms and conditions contained in Commission NUSF orders in regard to the GTE properties.

B. Citizens agrees to not increase access charges in the exchanges that are being purchased from GTE.

C. Citizens agrees not to request any additional funds from the Nebraska Universal Service Fund (NUSF) in excess of the amount originally requested by GTE.

D. Citizens agrees to implement the local rate increases contained within GTE's filed transition plan. Such action will result in Citizen's local rate prices reaching the Commission adopted benchmark prices by September 1, 2000.

5. AT&T agrees to withdraw its protest of this application by February 18, 2000, provided that the prehearing conference order to which this stipulation is attached is entered by the Commission on February 15, 2000.

Dated this 14th day of February, 2000.

THE NEBRASKA UNIVERSAL SERVICE FUND
OF THE NEBRASKA PUBLIC SERVICE COMMISSION

BY _____
Jeffrey L. Pursley, Director
Nebraska Universal Service Fund
300 The Atrium, 1200 N Street
Lincoln, NE 68509-4927
402-471-3101

COMMUNICATIONS DEPARTMENT OF THE
THE NEBRASKA PUBLIC SERVICE
COMMISSION

BY _____
Maurice Gene Hand, Director
Communications Department
300 The Atrium, 1200 N Street
Lincoln, NE 68509-4927
402-471-3101

MIDWEST,
AT&T COMMUNICATIONS OF THE
INC. AND AT&T LOCAL SERVICES

BY _____
Rebecca B. DeCook
1875 Lawrence Street, Suite 1575
Denver, CO 80202
303-298-6357
Its Attorney

COMPANY

CITIZENS TELECOMMUNICATIONS

OF NEBRASKA AND
GTE MIDWEST INCORPORATED

BY _____
Paul M. Schudel #13723
Woods & Aitken
206 South 13th Street, Suite 1500
Lincoln, NE 68508
402-474-0321
Its Attorneys

This document was created with Win2PDF available at <http://www.daneprairie.com>.
The unregistered version of Win2PDF is for evaluation or non-commercial use only.